



EXPRESS MAIL LABEL
NO. EV619636210US

For Other Than
A Small Entity

Attorney Docket No. MIC-17



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Travis Swanson
Application No. : 09/943,320
Confirmation : 8733
No.
Filed : August 30, 2001
For : MEMORY CONTROLLERS HAVING PINS WITH
SELECTABLE FUNCTIONALITY
Group Art Unit : 2186
Examiner : Woo H. Choi

April 19, 2005
New York, NY 10020

Mail Stop PETITION
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

PETITION UNDER 37 C.F.R. § 1.137(b)
FOR ACCEPTANCE OF UNINTENTIONALLY
DELAYED PAYMENT OF ISSUE FEE

Sir:

Pursuant to 37 C.F.R. § 1.137(b), applicant respectfully petitions for acceptance of the unintentionally delayed payment of an issue fee in the above-identified patent application.

The delayed payment of the issue fee was unintentional because applicant did not learn until April 19, 2005 that an issue fee was due on or before March 2, 2005. If the issue fee was timely paid, the

above-identified patent application would have issued as a patent.

The delay in paying the issue fee was unintentional. The undersigned first became aware of the unintentional abandonment during a routine check of correspondence mailed by the United States Patent and Trademark Office ("USPTO") in connection with Customer No. 1473 on the Patent Application Information Retrieval ("PAIR") Web Site on April 19, 2005. During this routine examination of correspondence, it was discovered that a Notice of Abandonment was mailed by the USPTO on April 18, 2005. This Notice of Abandonment was mailed because the issue fee was not paid within three months after the mailing of a Notice of Allowance, which was mailed by the USPTO on December 2, 2004. Neither the undersigned, nor the Fish & Neave IP Group of Ropes & Gray LLP, have a record of ever receiving this Notice of Allowance prior to April 19, 2005. As a result, this application was unintentionally abandoned for not timely paying the issue fee.

Pursuant to 37 C.F.R. § 1.137(b), this Petition is accompanied by an Issue Fee Transmittal that authorizes the Director to charge the issue fee (\$1400.00) and publication fee (\$300.00), or credit any overpayment, to Deposit Account No. 06-1075.

Pursuant to 37 C.F.R. § 1.137(b)(2), the Director is hereby authorized to charge \$1,500.00 in payment of the fee for submission of this Petition, and any additional fees required in connection with this Petition, or to credit any overpayment of the same, to Deposit Account No. 06-1075. A duplicate copy of this Petition is enclosed herewith.

Prompt grant of this petition, and acceptance of delayed payment of the issue fee, are respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, reading "Andrew Van Court", is written over a horizontal line.

Andrew Van Court
Reg. No. 48,506
Agent for Applicant
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ROPES & GRAY LLP
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Date of Deposit April 19, 2005

I hereby certify that the enclosures listed below
are being deposited with the United States Postal Service
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37
C.F.R. § 1.10 on the date indicated above and are addressed
to Mail Stop PETITION, Hon. Commissioner for Patents, P.O.
Box 1450, Alexandria, Virginia 22313.



Enclosures:

ISSUE FEE TRANSMITTAL (in duplicate)
PETITION UNDER 37 C.F.R. § 1.137(b) FOR ACCEPTANCE OF
UNINTENTIONALLY DELAYED PAYMENT OF ISSUE FEE (in
duplicate)
RETURN POST CARD